

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

KIMBERLY C. CUTONE and,
ANTHONY CUTONE

Plaintiffs,
v.

ELI LILLY AND COMPANY,

Defendant.

Civil Action No. 04-CV-12725 (JLT)

[PROPOSED] ORDER

UPON CONSIDERATION of Defendant's Motion to Strike the Statement of Harold Sparr, R. Ph., and Plaintiffs' opposition filed thereto, it is this ____ day of _____, 2006,

ORDERED, that Defendant Eli Lilly and Company's Motion be, and hereby, is **DENIED**.

HON. JOSEPH L. TAURO, U.S.D.J.